

Mark J. Fonte  
Louis M. Gelormino  
**F&G LEGAL GROUP**  
2550 Victory Boulevard  
Staten Island, New York 10314  
Telephone: (917) 968-1619  
mfontelaw@yahoo.com  
louiegels@hotmail.com  
*Attorneys for Plaintiff and the Class*

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

**RACHEL MANISCALCO**, individually,  
and for all others similarly situated,

Plaintiff,

-against-

**THE NEW YORK CITY DEPARTMENT  
OF EDUCATION, MEISHA PORTER,  
SCHOOLS CHANCELLOR OF THE  
NEW YORK CITY DEPARTMENT OF  
EDUCATION, IN HER OFFICIAL  
CAPACITY, THE CITY OF NEW YORK,  
BILL de BLASIO, MAYOR OF NEW  
YORK CITY, IN HIS OFFICIAL  
CAPACITY, DEPARTMENT OF  
HEALTH AND MENTAL HYGIENE, and  
DAVE A. CHOKSHI, COMMISSIONER  
OF THE DEPARTMENT OF HEALTH  
AND MENTAL HYGIENE, IN HIS  
OFFICIAL CAPACITY**

Case No. \_\_\_\_\_

**DECLARATION OF RACHEL  
MANISCALCO**

I, Rachel Maniscalco, declare under penalty of perjury that the foregoing is true and correct:

1. In 2013, I joined the New York City Department of Education as a Teacher.
2. I have worked at the following schools under the Department of Education:  
P.S./I.S. 99 in Brooklyn and Concord High School on Staten Island.
3. I have an English license and a Special Education license for grades 7–12.
4. When I worked at P.S./I.S. 99 our school was awarded for our progress on the school's statewide exams.
5. I have complied with all vaccination guidelines outside of Covid-19 vaccines.
6. I have not received a Covid-19 vaccine because I am concerned for my health, as well as the health of my future children, given the newness of the vaccine, which does not have years of data to support its safety, and I understand to be a different kind of vaccine, using mRNA rather than actual virus particles as used in a typical, established vaccine.

Respectfully,

Dated: New York, New York  
September 9, 2021

  
Rachel Maniscalco